

STATE OF ILLINOIS

DEPARTMENT OF INSURANCE



IN THE MATTER OF THE
REVOCATION OF LICENSING
AUTHORITY OF:

ROGER A. HOUSEHOLDER
1119 SOUTH GREENWOOD AVENUE
PARK RIDGE, ILLINOIS 60068

ORDER OF REVOCATION

I, Deirdre K. Manna, Acting Director of Insurance of the State of Illinois, hereby revoke the license of Roger A. Householder (Licensee) to take effect 30 days from the date of mailing of this Order pursuant to Section 500-70 of the Illinois Insurance Code (215 ILCS 5/500-70).

Based upon an investigation and review of the Licensee by the Producer Section of the Illinois Department of Insurance, the Department alleges that:

1. An Investor testified on July 2, 2002, in the United States District Court Northern District of Illinois, Docket Number 02-CV-4128, that the Licensee sold the Investor interest in Apex Limited without notifying the Investor that in October 2000, the State of Illinois Securities Department found the Licensee had violated the Illinois Securities laws and permanently prohibited him from offering or selling securities in or from the State of Illinois and from rendering investment advice for a fee in or from the State of Illinois.

A second Investor testified on July 2, 2002, in the United States District Court Northern District of Illinois, Docket Number 02-CV-4128, that the Licensee recommended in December of 1997, that he invest his pension money of initially \$80,000.00 in Capital Enhancement Fund and an additional \$350,000.00 in March 1998.

A document was entered into evidence as exhibit 19 from the State of Illinois Secretary of State referring to an administrative involuntary dissolution of Capital Enhancement LLC effective November 28, 1997.

On July 2, 2002, a Consumer testified under direct examination, in the United States District Court, Docket Number 02-CV-4128, that in late summer or early fall of 1998, the Licensee recommended she put her \$33,000 IRA into Independent Trust (Intrust) Company's account which was Capital Enhancement Fund and that it was a safe fund.

On July 2, 2002, a Consumer testified under direct examination, in the United States District Court, Docket Number 02-CV-4128, that approximately May of 1999, she issued a \$70,000 check to the Licensee's accounting company to replace money his firm spent on her behalf for Treasury bills. The Licensee testified on May 2, 2002, in the United States Bankruptcy Court Northern District of Illinois, Case Number 00-07583, that the \$70,000 check issued by a Consumer for Treasury bills was used for other investments. The Treasury bills were never purchased.

On December 7, 2001, the Licensee who is the sole owner of Apex Capital Management submitted a Form ADV (Uniform Application for Investment Adviser Registration) to the Securities Exchange Commission. On the form, page 14, item 11-Disciplinary, the Licensee answered NO to all questions in this section. There is an Order of Prohibition issued on October 3, 2000, from the State of Illinois Secretary of State.

On May 2, 2000, the Licensee testified in his bankruptcy hearing Case Number 00-07583, he did not hold any license as a broker. The Licensee has been licensed as an insurance agent with the Department of Insurance since November 24, 1986.

Based on the above, the Licensee has used fraudulent and dishonest practices and demonstrated incompetence, untrustworthiness and financial irresponsibility in the conduct of business in the State, which are grounds for revocation pursuant to Section 500-70(a)(8) of the Illinois Insurance Code (215 ILCS 5/500-70(a)(8)).

This Order of Revocation shall take effect 30 days from the date of mailing but shall be stayed if within the 30-day period a written request for hearing is filed with the Director. Any correspondence concerning this Order of Revocation shall be addressed to the Department of Insurance, Producer Section, 320 West Washington Street, Springfield, Illinois 62767-0001.

50 Ill. Adm. Code 2402 governs hearings before the Department of Insurance. Section 408(5)(a) of the Illinois Insurance Code (215 ILCS 5/408) and 50 Ill. Adm. Code 2402.270(d) provide that the costs of a hearing may be assessed against the parties.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Official Seal of the Department of Insurance in the City of Springfield, State of Illinois, this 20th day of February, A.D., 2004.

Deirdre K. Manna
Deirdre K. Manna, Acting Director

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